

## Message Text

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ACTION IO-14

INFO OCT-01 EUR-12 EA-10 ISO-00 FEA-01 ACDA-12 CIAE-00  
INR-07 L-03 NSAE-00 NSC-05 EB-08 NRC-05 OES-07  
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P 091456Z NOV 77

FM AMEMBASSY VIENNA

TO SECSTATE WASHDC PRIORITY 4016

INFO AMEMBASSY KUALA LUMPUR PRIORITY

USDOE HQ WASHDC PRIORITY

USDOE HQ GERMANTOWN PRIORITY

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EO 11652: N/

TAGS: IAEA, TECH, PARM, MY

SUBJ: PROPOSED TRANSFER OF RESEARCH REACTOR AND FUEL TO MALAYSIA  
THROUGH IAEA

REF: VIENNA 9750

1. MISSION HAS INFORMALLY ADVISED BY AGENCY  
THAT, AS RESULT CONTINUED REQUESTS BY MALAYSIAN  
MISSION, AGENCY DECIDED TO PROVIDE THEM WITH TEXT  
OF DRAFT PROJECT/SUPPLY AGREEMENT LESS THE SAFEGUARDS  
PROVISIONS (ARTICLE VII) FOR THEIR REVIEW AND COMMENT.  
THIS WAS DONE TODAY (NOVEMBER 9). LATEST MALAYSIAN  
APPROACH REPORTEDLY WAS AT EXPRESS REQUEST OF  
MALAYSIAN AMBASSADOR.

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2. COPY OF DRAFT TEXT (REPRODUCED BELOW) ALSO PROVIDED  
TO MISSION FOR OBTAINING ANY U.S. COMMENTS.

INCOMPLETE DRAFT

6 NOVEMBER 1977

DRAFT AGREEMENT BETWEEN THE INTERNATIONAL ATOMIC ENERGY AGENCY  
AND THE GOVERNMENTS OF MALAYSIA DNTHE UNITED STATES OF AMERICA

CONCERNING THE TRANSFER OF A RESEARCH REACTOR AND ENRICHED  
URANIUM

QUOTE WHEREAS THE GOVERNMENT OF MALAYSIA (HEREINAFTER CALLED  
"MALAYSIA"),  
DESIRING TO ESTABLISH A PROJECT CONSISTING OF A REACTOR FOR  
RESEARCH PURPOSES, HAS REQUESTED THE ASSISTANCE OF THE  
INTERNATIONAL ATOMIC ENERGY AGENCY (HEREINAFTER CALLED THE "AGENCY")  
IN SECURING A TRIGA MARK II REACTOR  
AND THE SPECIAL FISSIONABLE MATERIAL THEREFOR;  
WHEREAS MALAYSIA HAS MADE ARRANGEMENTS WITH A MANUFACTURER IN  
THE UNITED STATES OF AMERICA (HEREINAFTER CALLED THE "MANUFACTURER")  
FOR THE PURCHASE OF A TRIGA MARK II REACTOR AND FOR THE FABRICATION  
OF ENRICHED URANIUM INTO FUEL ELEMENTS FOR THE REACTOR;  
WHEREAS UNDER THE AGREEMENT FOR CO-OPERATION BETWEEN THE AGENCY  
AND THE GOVERNMENT OF THE UNITED STATES OF AMERICA (HEREINAFTER  
CALLED THE "UNITED STATES"), CONCLUDED ON 11 MAY 1959 AND AS  
AMENDED (HEREINAFTER CALLED THE "COOPERATION AGREEMENT"),  
THE UNITED STATES UNDERTOOK TO MAKE AVAILABLE TO THE AGENCY  
PURSUANT TO ITS STATUTE CERTAIN QUANTITIES OF SPECIAL FISSIONABLE  
MATERIAL, AND ALSO UNDERTOOK, SUBJECT TO VARIOUS APPLICABLE  
PROVISIONS AND LICENSE REQUIREMENTS, TO PERMIT, UPON REQUEST OF  
THE AGENCY, PERSONS UNDER THE JURISDICTION OF THE UNITED STATES  
TO MAKE ARRANGEMENTS TO TRANSFER AND EXPORT MATERIALS,  
EQUIPMENT OR FACILITIES FOR MEMBER OF THE AGENCY IN CONNECTION  
WITH AN AGENCY PROJECT;  
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WHEREAS THE BOARD OF GOVERNORS OF THE AGENCY APPROVED THE PROJECT  
ON ----FEBRUARY 1978;  
NOW THEREFORE THE AGENCY, MALAYSIA AND THE UNITED STATES HEREBY  
AGREE AS FOLLOWS:

ARTICLE I

DEFINITION OF THE PROJECT

1. THE PROJECT TO WHICH THIS AGREEMENT RELATES IS THE ESTABLISHMENT  
AT THE MALAYSIAN TUN ISMAIL ATOMIC RESEARCH CENTRE, SUNGAI  
BULUH, MALAYSIA, OF A TRIGA MARK II RESEARCH REACTOR (HEREINAFTER  
CALLED THE "SUPPLIED REACTOR"), TO BE OPERATED BY THE CENTRE.
2. IT IS UNDERSTOOD BY THE AGENCY AND MALAYSIA THAT THIS AGREEMENT  
MUTATIS MUTANDIS SHALL APPLY TO ANY ADDITIONAL ASSISTANCE PROVIDED  
BY THE AGENCY TO MALAYSIA FOR THE PROJECT.
3. IT IS UNDERSTOOD BY THE AGENCY, MALAYSIA AND THE UNITED  
STATES THAT, EXCEPT AS SPECIFIED IN THIS AGREEMENT, THE UNITED  
STATES DOES NOT ASSUME ANY OBLIGATIONS OR RESPONSIBILITIES  
INsofar AS THE PROJECT AS CONCERNED.

ARTICLE II

SUPPLY OF THE REACTOR

1. THE AGENCY, PURSUANT TO ARTICLE IV OF THE COOPERATION AGREEMENT,  
SHALL  
REQUEST THE UNITED STATES TO PERMIT THE TRANSFER AND EXPORT TO

MALAYSIA OF THE SUPPLIED REACTOR.

2. ALL ARRANGEMENTS FOR THE TRANSFER, DELIVERY AND INSTALLATION OF THE SUPPLIED REACTOR SHALL BE MADE BETWEEN MALAYSIA AND THE MANUFACTURER. THESE ARRANGEMENTS SHALL PROVIDE THAT TITLE TO THE SUPPLIED REACTOR SHALL PASS TO MALAYSIA UPON DELIVERY TO A CARRIER MUTUALLY AGREED UPON BY MALAYSIA AND THE MANUFACTURER.

ARTICLE III

SUPPLY OF ENRICHED URANIUM

1. THE AGENCY, PURSUANT TO ARTICLE IV OF THE COOPERATION AGREEMENT, SHALL REQUEST THE UNITED STATES TO PERMIT THE TRANSFER AND EXPORT TO MALAYSIA OF THE FUEL ELEMENTS FOR THE SUPPLIED REACTOR.

2. SUBJECT TO THE PROVISIONS OF THE COOPERATION AGREEMENT AND TO THE ISSUANCE OF ANY REQUIRED LICENCES OR PERMITS, THE UNITED STATES SHALL TRANSFER WITHOUT CHARGE TO THE AGENCY, THE LIMITED OFFICIAL USE

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AGENCY SHALL ACCEPT FROM THE UNITED STATES

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FM AMEMBASSY VIENNA

TO SECSTATE WASHDC PRIORITY 4017

INFO AMEMBASSY KUALA LUMPUR PRIORITY

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AND RETRANSFER WITHOUT CHARGE TO MALAYSIA, AND MALAYSIA SHALL ACCEPT FROM THE AGENCY (A) APPROXIMATELY 19,060 GRAMS OF URANIUM ENRICHED TO APPROXIMATELY 19.9 PERCENT BY WEIGHT IN THE ISOTOPE URANIUM 235, CONTAINED IN FUEL ELEMENTS FOR THE SUPPLIED REACTOR; AND (B) APPROXIMATELY 5.7 GRAMS OF URANIUM ENRICHED TO APPROXIMATELY 93 PERCENT BY WEIGHT IN THE ISOTOPE URANIUM 235, ELECTRO-DEPOSITED IN NEUTRON DETECTORS (HEREINAFTER COLLECTIVELY CALLED THE "SUPPLIED MATERIALS").

3. THE PRECISE QUANTITY AND ENRICHMENT OF THE ENRICHED URANIUM IN THE FUEL ELEMENTS AND IN THE NEUTRON DETECTORS SHALL BE DETERMINED BY THE MANUFACTURER OF HIS SUPPLIER, AND MALAYSIA SHALL CAUSE THE MANUFACTURER TO SUBMIT TO THE AGENCY AND TO THE UNITED STATES A WRITTEN CERTIFICATION OF THE DETERMINATION OF THE ENRICHMENT BY WEIGHT IN THE ISOTOPE URANIUM 235 AND OF THE QUANTITY OF ENRICHED URANIUM CONTAINED IN THE FABRICATED FUEL ELEMENTS AND LIMITED OFFICIAL USE

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IN THE NEUTRON DETECTORS.

#### ARTICLE IV

##### SHIPMENT OF THE SUPPLIED MATERIALS

1. ALL ARRANGEMENTS FOR THE EXPORT FROM THE UNITED STATES OF AMERICA OF THE SUPPLIED MATERIALS SHALL BE THE RESPONSIBILITY OF MALAYSIA AND THE MANUFACTURER. PRIOR TO THE EXPORT OF SUCH MATERIALS, MALAYSIA SHALL NOTIFY THE AGENCY OF THE AMOUNT THEREOF AND OF THE DATE AND METHOD OF SHIPMENT. AT SUCH TIME AS THE SUPPLIED MATERIALS ARE ENTRUSTED TO A CARRIER SELECTED BY MALAYSIA AND ACCEPTABLE TO THE UNITED STATES, TITLE SHALL VEST IN THE AGENCY AND SHALL THEREAFTER IMMEDIATELY AND AUTOMATICALLY VEST IN MALAYSIA. AFTER EXPORT FROM THE UNITED STATES OF AMERICA, SUCH MATERIALS SHALL BE ENTRUSTED TO A LICENSED PUBLIC CARRIER SELECTED BY MALAYSIA OR SHALL BE ACCOMPANIED BY A RESPONSIBLE PERSON DESIGNED BY MALAYSIA.

2. PRIOR ARRANGEMENTS SHALL BE MADE BETWEEN MALAYSIA, THE MANUFACTURER, THE CARRIER SELECTED TO BE RESPONSIBLE IN THE UNITED STATES OF AMERICA AND THE CARRIER SELECTED OR PERSON DESIGNATED BY MALAYSIA, AT WHICH TIME AND PLACE TRANSPORT RESPONSIBILITY SHALL ALSO BE TRANSFERRED TO THAT CARRIER OR PERSON.

#### ARTICLE V

##### PAYMENT

1. MALAYSIA SHALL PAY THE MANUFACTURER ALL CHARGES FOR THE SUPPLIED MATERIALS RECEIVED BY MALAYSIA PURSUANT TO ARTICLE III, INCLUDING OTHER CHARGES CONNECTED THEREWITH, IN ACCORDANCE WITH THE ARRANGEMENTS MADE BETWEEN MALAYSIA AND THE MANUFACTURER.

2. IT IS RECOGNIZED THAT IN EXTENDING ITS ASSISTANCE FOR THE PROJECT THE AGENCY IS NOT HEREUNDER ASSUMING ANY FINANCIAL RESPONSIBILITY IN CONNECTION WITH THE TRANSFER OF THE SUPPLIED MATERIALS BY THE UNITED STATES TO MALAYSIA.

3. IN ORDER TO ASSIST AND ENCOURAGE RESEARCH ON PEACEFUL USES

OR FOR MEDICAL THERAPY, THE UNITED STATES HAS IN EACH CALENDAR  
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YEAR OFFERED TO DISTRIBUTE TO THE AGENCY, FREE OF CHARGE, SPECIAL  
FISSIONABLE MATERIAL OF A VALUE OF UP TO US \$50 000 AT THE TIME  
OF TRANSFER, TO BE SUPPLIED FROM THE AMOUNTS SPECIFIED IN ARTICLE  
II.A OF THE COOPERATION AGREEMENT. IF THE UNITED STATES  
FINDS THE PROJECT TO WHICH THIS AGREEMENT RELATES ELIGIBLE,  
IT SHALL DECIDE BY THE END OF THE CALENDAR YEAR IN WHICH THIS  
AGREEMENT IS CONCLUDED ON THE EXTENT, IF ANY, TO WHICH THE PROJECT  
SHALL BENEFIT BY THE GIFT OFFER, AND SHALL PROMPTLY NOTIFY THE  
AGENCY AND MALAYSIA OF THAT DECISION.  
THE PAYMENTS PROVIDED FOR IN PARAGRAPH 1 OF THIS ARTICLE  
SHALL BE REDUCED BY THE VALUE OF ANY GIFT MATERIAL THUS  
MADE AVAILABLE.

#### ARTICLE VI

##### HANDLING AND USE

IN IMPLEMENTING THIS AGREEMENT THE PARTIES SHALL TAKE ALL  
APPROPRIATE MEASURES TO ENSURE THE SAFE HANDLING AND USE OF THE  
SUPPLIED MATERIALS. AFTER DELIVERY OF THE SUPPLIED MATERIALS TO  
MALAYSIA ITS AGENT OR ANY  
PERSON UNDER MALAYSIAN JURISDICTION, THE SAFE HANDLING AND  
THE USE OF THE SUPPLIED MATERIALS SHALL BE THE RESPONSIBILITY OF  
MALAYSIA. NEITHER THE UNITED STATES NOR ANY PERSON ACTING  
ON BEHALF OF THE UNITED STATES WARRANTS THE SUITABILITY OF THE  
SUPPLIED MATERIALS FOR ANY PARTICULAR USE OR  
APPLICATION. NEITHER THE AGENCY NOR ANY PERSON ACTING ON ITS BEHALF  
SHALL AT ANY TIME BEAR ANY RESPONSIBILITY TOWARDS MALAYSIA OR  
ANY PERSON CLAIMING THROUGH MALAYSIA FOR THE  
SAFE HANDLING AND THE USE OF THE SUPPLIED MATERIALS.

#### ARTICLE VII

##### SAFEGUARDS

THE SAFEGUARDS CLAUSE WILL BE FILLED IN AFTER RECEIPT OF A  
PROPOSAL BY THE UNITED STATES AUTHORITIES FOR DISCUSSION WITH THE  
IAEA AND MALAYSIA.

#### ARTICLE VIII

##### SAFETY STANDARDS AND MEASURES

THE SAFETY STANDARDS AND MEASURES SPECIFIED IN THE ANNEX TO THIS  
AGREEMENT SHALL APPLY TO THE PROJECT.

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#### ARTICLE IX

##### AGENCY INSPECTORS

THE RELEVANT PROVISION OF THE AGREEMENT BETWEEN THE GOVERNMENT OF  
MALAYSIA AND THE INTERNATIONAL ATOMIC ENERGY AGENCY FOR THE  
APPLICATION OF SAFEGUARDS IN CONNECTION WITH THE TREATY ON THE

NON-PROLIFERATION OF NUCLEAR WEAPONS SHALL APPLY TO AGENCY  
INSPECTORS PERFORMING FUNCTIONS PURSUANT TO THIS AGREEMENT.

ARTICLE X

SCIENTIFIC INFORMATION

IN CONFORMITY WITH PARAGRAPH B OF ARTICLE VIII OF THE STATUTE  
OF THE AGENCY, MALAYSIA SHALL MAKE AVAILABLE TO THE AGENCY WITHOUT  
CHARGE ALL SCIENTIFIC INFORMATION DEVELOPED AS A RESULT OF THE  
ASSISTANCE PROVIDED BY THE AGENCY FOR THE PROJECT.

ARTICLE XI

LANGUAGES

ALL REPORTS AND OTHER INFORMATION REQUIRED FOR THE APPLICATION  
OF THIS AGREEMENT SHALL BE SUBMITTED TO THE AGENCY IN ONE OF THE

WORKING LANGUAGES OF THE BOARD OF GOVERNORS OF THE AGENCY.

ARTICLE XII

PHYSICAL PROTECTION

MALAYSIA SHALL TAKE ALL MEASURES NECESSARY FOR THE PHYSICAL  
PROTECTION OF THE SUPPLIED REACTOR, THE SUPPLIED MATERIALS AND  
ANY OTHER NUCLEAR MATERIAL WHICH IS SUBJECT TO THE PROVISION OF  
THIS AGREEMENT. SUCH MEASURES MUST BE ACCEPTABLE TO THE AGENCY  
AND THE UNITED STATES AND SHALL AS A MINIMUM MEET THE

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INFO AMEMBASSY KUALA LUMPUR PRIORITY

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STANDARDS LAID DOWN IN THE AGENCY'S RECOMMENDATIONS FOR THE

PHISICAL PROTECTION OF NUCLEAR PATERIAL (AGENCY DOCUMENT INFCIRC/225/REV.1). MALAYSIA SHALL KEEP THE AGENCY INFORMED OF THE MEASURES IT WILL TAKE. THE PARTIES SHALL CONSULT AT THE REQUEST OF ANY OF THEM REGARDING PHYSICAL PROTECTION.

ARTICLE XIII  
SETTLEMENT OF DISPUTES

1. ANY DECISION OF THE BOARD OF GOVERNORS OF THE AGENCY CONCERNING THE IMPLEMENTATION OF ARTICLE VII, VIII OR IX SHALL, IF THEY SO PROVIDE, BE GIVEN EFFECT IMMEDIATELY BY THE AGENCY AND MALAYSIA PENDING THE FINAL SETTLEMENT OF ANY DISPUTE.

2. ANY DISPUTE INVOLVING THE AGENCY AND ONE OR BOTH OF THE OTHER PARTIES TO THIS AGREEMENT AND ARISING OUT OF THE INTERPRETATION OR APPLICATION OF THIS AGREEMENT, WHICH IS NOT SETTLED BY NEGOTIATION OR AS MAY OTHERWISE BE AGREED BY THE PARTIES CONCERNED, SHALL LIMITED OFFICIAL USE

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ON THE REQUEST OF ANY PARTY BE SUBMITTED TO AN ARBITRAL TRIBUNAL COMPOSED AS FOLLOWS:

A. IF THE DISPUTE INVOLVES ONLY TWO OF THE PARTIES TO THIS AGREEMENT, ALL THREE PARTIES AGREEING THAT THE THIRD IS NOT CONCERNED THE TWO PARTIES INVOLVED SHALL EACH DESIGNATE ONE ARBITRATOR, AND THE TWO ARBITRATORS SO DESIGNATED SHALL ELECT A THIRD, WHO SHALL BE THE CHAIRMAN. IF WITHIN THIRTY (30) DAYS OF THE REQUEST FOR ARBITRATION EITHER PARTY HAS NOT DESIGNATED AN ARBITRATOR, EITHER PARTY TO THE DISPUTE MAY REQUEST THE PRESIDENT OF THE INTERNATIONAL COURT OF JUSTICE TO APPOINT AN ARBITRATOR. THE SAME PROCEDURE SHALL APPLY IF, WITHIN THIRTY (30) DAYS OF THE DESIGNATION OR APPOINTMENT OF THE SECOND ARBITRATOR, THE THIRD ARBITRATOR HAS NOT BEEN ELECTED.

B. IF THE DISPUTE INVOLVES ALL THREE PARTIES TO THIS AGREEMENT, EACH PARTY SHALL DESIGNATE ONE ARBITRATOR, AND THE THREE ARBITRATORS SO DESIGNATED SHALL BY UNANIMOUS DECISION ELECT A FOURTH ARBITRATOR, WHO SHALL BE THE CHAIRMAN, AND A FIFTH ARBITRATOR. IF WITHIN THIRTY (30) DAY S OF THE REQUEST FOR ARBITRATION ANY PARTY HAS NOT DESIGNATED AN ARBITRATOR, ANY PARTY MAY REQUEST THE PRESIDENT OF THE INTERNATIONAL COURT OF JUSTICE TO APPOINT THE NECESSARY NUMBER OF ARBITRATORS. THE SAME PROCEDURE SHALL APPLY IF WITHIN THIRTY (30) DAYS OF THE DESIGNATION OR APPOINTMENT OF THE THIRD OF THE FIRST THREE ARBITRATORS, THE CHAIRMAN OR THE FIFTH ARBITRATOR HAS NOT BEEN ELECTED.

A MAJORITY OF THE MEMBERS OF THE ARBITRAL TRIBUNAL SHALL CONSTITUTE A QUORUM, AND ALL DECISIONS SHALL BE MADE BY MAJORITY VOTE. THE ARBITRAL PROCEDURES SHALL BE ESTABLISHED BY THE TRIBUNAL, WHOSE DECISIONS, INCLUDING ALL RULINGS CONCERNING ITS CONSTITUTION, PROCEDURE, JURISDICTION AND THE DIVISION OF THE EXPENSES OF ARBITRATION BETWEEN THE PARTIES, SHALL BE FINAL AND BINDING ON ALL PARTIES. THE REMUNERATION OF THE ARBITRATORS SHALL BE DETERMINED ON THE SAME BASIS AS THAT OF AD HOC JUDGES OF THE INTERNATIONAL

COURT OF JUSTICE.  
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ARTICLE XIV

ENTRY INTO FORCE

THIS AGREEMENT SHALL ENTER INTO FORCE UPON SIGNATURE BY OR FOR THE  
DIRECTOR GENERAL OF THE AGENCY AND BY THE AUTHORIZED REPRESENTATIVES OF MALAYSIA AND THE UNITED STATES.

DONE IN VIENNA ON THE ----DAY OF ----1978,

IN TRIPPLICATE IN THE ENGLISH LANGUAGE.

FOR THE INTERNATIONAL ATOMIC ENERGY AGENCY:

FOR THE GOVERNMENT OF MALAYSIA:

FOR THE GOVERNMENT OF THE UNITED STATES OF AMERICA:

ANNEX

SAFETY STANDARDS AND MEASURES

1. THE SAFEGY STANDARDS AND MEASURES APPLICABLE TO THE PROJECT  
SHALL BE THOSE SET FORTH IN AGENCY DOCUMENT INFCIRC/18/REV.1  
(HEREINAFTER CALLED THE "SAFETY DOCUMENT"), AS SPECIFIED BELOW.

2. MALAYSIA SHALL APPLY THE AGENCY'S BASIC SAFETY STANDARDS  
FOR RADIATION PROTECTION AND RELEVANT PROVISIONS OF THE AGENCY'S  
REGULATIONS FOR THE SAFETRANSPORT OF RADIOACTIVE MATERIALS, AS  
THEY ARE REVISED BY THE AGENCY FROM TIME TO TIME, AND SHALL  
AS FAR AS POSSIBLE APPLY THEM ALSO TO  
ANY SHIPMENT OF THE SUPPLIED MATERIALS OUTSIDE THE JURISDICTION  
OF MALAYSIA. MALAYSIA SHALL ENDEAVOUR TO ENSURE SAFETY CONDITIONS  
AS RECOMMENDED IN THE RELEVANT PARTS OF THE AGENCY'S CODES AND  
PRACTICE.

E. MALAYSIA SHALL ARRANGE FOR THE SUBMISSION TO THE AGENCY,  
AT LEAST 60 DAYS PRIOR TO THE PROPOSED TRANSFER OF ANY PART OF  
THE SUPPLIED MATERIALS TO THE JURISDICTION OF MALAYSIA, OF A  
DETAILED SAFETY ANALYSIS REPORT CONTAINING THE INFORMATION  
SPECIFIED IN PARAGRAPH 4.7 OF THE SAFETY DOCUMENT, WITH PARTICULAR  
REFERENCE TO THE FOLLOWING TYPES OF OPERATIONS TO THE EXTENT  
THAT SUCH INFORMATION IS RELEVANT AND NOT YET AVAILABLE TO THE  
AGENCY

(A) RECEIPT AND HANDLING OF THE SUPPLIED MATERIALS;

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(B) LOADING OF THE FUEL ELEMENTS INTO THE SUPPLIED REACTOR;

(C) START-UP AND PRE-OPERATIONAL TESTING OF THE SUPPLIED REACTOR  
WITH THE SUPPLIED MATERISL;

(D) EXPERIMENTAL PROGRAM AND PROCEDURES INVOLVING THE SUPPLIED



REACTOR;

(E) UNLOADING OF THE FUEL ELEMENTS FROM THE SUPPLIED REACTOR;

(F) HANDLING AND STORAGE OF THE FUEL ELEMENTS AFTER UNLOADING.

ONCE THE AGENCY HAS DETERMINED THAT THE SAFETY MEASURES PROVIDED FOR ARE ADEQUATE, IT SHALL GIVE ITS CONSENT FOR THE START OF THE ASSISTED OPERATION.

SHOULD MALAYSIA DESIRE TO MAKE SUBSTANTIAL MODIFICATIONS TO THE PROCEDURES WITH RESPECT TO WHICH INFORMATION HAS BEEN SUBMITTED, OR TO PERFORM ANY OPERATIONS WITH THE SUPPLIED REACTOR OR THE SUPPLIED MATERIALS WITH RESPECT TO WHICH OPERATIONS NO SUCH INFORMATION HAS BEEN SUBMITTED, IT SHALL SUBMIT TO THE AGENCY ALL RELEVANT INFORMATION AS SPECIFIED IN PARAGRAPH 4.7 OF THE SAFETY DOCUMENT, ON THE BASIS OF WHICH THE AGENCY MAY REQUIRE THE APPLICATION OF ADDITIONAL SAFETY MEASURES IN ACCORDANCE WITH PARAGRAPH 4.8 OF THE SAFETY DOCUMENT. ONCE MALAYSIA HAS UNDERTAKEN TO APPLY THE ADDITIONAL SAFETY MEASURES REQUESTED BY THE AGENCY, THE AGENCY SHALL GIVE ITS CONSENT FOR THE MODIFICATIONS OR OPERATIONS REFERRED TO ABOVE.

4. MALAYSIA SHALL ARRANGE FOR SUBMISSION TO THE AGENCY, AS APPROPRIATE, OF THE REPORTS SPECIFIED IN PARAGRAPHS 4.9 AND 4.10 OF THE SAFETY DOCUMENT.

5. THE AGENCY MAY, IN AGREEMENT WITH MALAYSIA, SEND SAFETY MISSIONS FOR THE PURPOSE OF PROVIDING ADVICE AND ASSISTANCE TO MALAYSIA IN CONNECTION WITH THE APPLICATION OF SAFETY MEASURES TO THE PROJECT, IN ACCORDANCE WITH PARAGRAPHS 5.1 AND 5.3 OF THE SAFETY DOCUMENT.  
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SPECIAL SAFETY MISSIONS MAY BE ARRANGED BY THE AGENCY IN THE CIRCUMSTANCES SPECIFIED IN PARAGRAPH 5.2 OF THE SAFETY DOCUMENT.

6. CHANGES IN THE SAFETY STANDARDS AND MEASURES LAID DOWN IN THIS ANNEX MAY BE MADE IN ACCORDANCE WITH PARAGRAPHS 6.1 TO 6.3 OF THE SAFETY DOCUMENT.

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## Message Attributes

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**To:** STATE  
**Type:** TE  
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